



TRANSMITTAL FORM

(to be used for all correspondence after initial filing)

Attorney Docket No.	7780/16 (P-00303)
Application Number	10/005,391
Filing Date	DECEMBER 5, 2001
First Named Inventor	RODNEY E. NORWOOD
Group Art Unit	3635
Examiner	GREEN, C. M.

ENCLOSURES (check all that apply)

<input type="checkbox"/> Amendment <input type="checkbox"/> After Final <input type="checkbox"/> Affidavits/declaration(s) <input type="checkbox"/> Status Letter <input type="checkbox"/> Extension of Time Request (duplic) <input type="checkbox"/> Express Abandonment Request <input type="checkbox"/> Supplemental Information Disclosure Statement, PTO-1449, art <input type="checkbox"/> Certified Copy of Priority Document(s) <input type="checkbox"/> Response to Missing Parts/ Incomplete Application	<input type="checkbox"/> Assignment Papers <input type="checkbox"/> Drawings: <input type="checkbox"/> Part B-Issue Fee Transmittal <input checked="" type="checkbox"/> Petition to Withdraw Holding of Abandonment <input type="checkbox"/> To Convert a Provisional Application <input type="checkbox"/> Change of Correspondence Address <input type="checkbox"/> Terminal Disclaimer <input type="checkbox"/> Small Entity Statement <input type="checkbox"/> Request of Refund <input checked="" type="checkbox"/> The Commissioner is hereby authorized to charge any fees which may be required, or credit any overpayment, to Deposit Account No. <u>50-1713</u> (Cardinal Law Group). A duplicate copy of this sheet is enclosed. <input checked="" type="checkbox"/> I hereby petition under 37 CFR § 1.136(a) for any extension of time required to ensure that this paper is timely filed. Please charge any associated fees which have not otherwise been paid to Deposit Account No. <u>50-1713</u> (Cardinal Law Group). A duplicate copy of this sheet is enclosed.	<input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences <input type="checkbox"/> Appeal Brief <input type="checkbox"/> Proprietary Information <input checked="" type="checkbox"/> Post Card Receipt <input checked="" type="checkbox"/> Additional Enclosure(s) (please identify below): <input checked="" type="checkbox"/> Exhibit A-Transmittal Form <input checked="" type="checkbox"/> Exhibit B- Copy of OIPE Stamped Transmittal Form <input checked="" type="checkbox"/> Exhibit C- 5 Pages Faxed to the PTO with the Auto-Reply Facsimile
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CALCULATION OF FEE

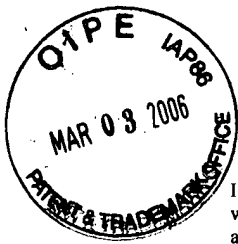
				Small Entity		or	Large Entity	
	Claims After Amendment		Highest No. Previously Paid For	Present Extra	Rate	Add'l Fee	Rate	Add'l Fee
Total		Minus		0	x \$25=	0	x \$50=	
Indep.		Minus		0	x \$100=	0	x \$200=	
First Presentation of Multiple Dep. Claim					+\$180=	—	+\$360=	
					total add'l fee	\$ 0	total add'l fee	\$ 0

SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT

Firm or Individual name	FRANK C. NICHOLAS Registration No. 33,983 CARDINAL LAW GROUP 1603 Orrington Avenue, Suite 2000 Evanston, IL 60201		
Signature		Date	February 27, 2006

CERTIFICATE OF MAILING

I hereby certify that this correspondence is being deposited with the U.S. Postal Service as first class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22202-1450 on this date: February 27, 2006			
Signature		Date:	February 27, 2006
FRANK C. NICHOLAS (33,983)			



CERTIFICATE OF MAILING

I hereby certify that this correspondence is being deposited with the U.S. Postal Service as first class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22202-1450 on this date:

February 27, 2006
(Date of Transmission)

FRANK C. NICHOLAS (33,983)

Name of applicant, assignee or registered representative

Frank C. Nicholas
Signature

February 27, 2006
Date of Signature

PATENT
Case No. 7780/16
(P-00303)

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re patent application of:)	
)	
RODNEY E. NORWOOD)	Examiner: Green, Christy Marie
)	
Serial No.: 10/005,391)	
)	Group Art Unit: 3635
Filed: DECEMBER 5, 2001)	
)	
Title: MOBILE CELLULAR)	
TELEPHONE TOWER)	

PETITION TO WITHDRAW HOLDING OF ABANDONMENT

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22202-1450

Dear Sir:

Applicant petitions for a ruling that this case is not in fact abandoned.

The PTO issued a notice of abandonment dated November 29, 2005 indicating that Applicant did not timely pay the publication fee. However, Applicant did, in fact timely pay the publication fee.

Attached hereto is a copy (Exhibit A) of the transmittal form filed with the issue fee payment of September 27, 2005 indicating that the Commissioner was authorized to charge any fees which may be required to deposit account 50-1713. A duplicate copy of the sheet was also filed. A copy of the OIPE stamped transmittal form is also attached as Exhibit B, and the complete package filed on September 27, 2005 (including the 5 pages faxed to the PTO with the auto-reply facsimile transmission indicating 5 pages received) is attached as Exhibit C.

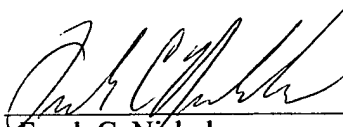
Therefore, Applicant did in fact timely authorize the Commissioner to charge the publication fee at the same time as the issue fee. Thus, the holding of abandonment is a PTO mistake.

Applicant requests a holding that this case is not abandoned, and has never been abandoned. Applicant requests that the case then proceed to issuance with all due haste.

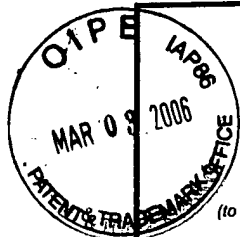
Respectfully submitted,

Dated: February 27, 2006

CARDINAL LAW GROUP
Suite 2000
1603 Orrington Avenue
Evanston, Illinois 60201
Phone: (847) 905-7111
Fax: (847) 905-7113



Frank C. Nicholas
Registration No. 33,983
Attorney for Applicant



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Filing Date	DECEMBER 5, 2001
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Examiner	GREEN, C. M.

ENCLOSURES (check all that apply)

- ☐ Amendment
 - ☐ After Final
 - ☐ Affidavits/declaration(s)
- ☐ Status Letter
- ☐ Extension of Time Request (duplic)
- ☐ Express Abandonment Request
- ☐ Supplemental Information Disclosure Statement, PTO-1449, art
- ☐ Certified Copy of Priority Document(s)
- ☐ Response to Missing Parts/ Incomplete Application

- ☐ Assignment Papers
- ☐ Drawings:
- ☒ PART B - ISSUE FEE TRANSMITTAL
- ☐ Petition Routing Slip (PTO/SB/69) and Accompanying Petition
- ☐ To Convert a Provisional Application
- ☐ Change of Correspondence Address
- ☐ Terminal Disclaimer
- ☐ Small Entity Statement
- ☐ Request of Refund

- ☐ Appeal Communication to Board of Appeals and Interferences
- ☐ Appeal Brief
- ☐ Proprietary Information
- ☐ Post Card Receipt
- ☐ Additional Enclosure(s) (please identify below):

<input type="checkbox"/>	
<input type="checkbox"/>	
<input type="checkbox"/>	

- ☒ The Commissioner is hereby authorized to charge any fees which may be required, or credit any overpayment, to Deposit Account No. 50-1713 (Cardinal Law Group). A duplicate copy of this sheet is enclosed.
- ☒ I hereby petition under 37 CFR § 1.136(a) for any extension of time required to ensure that this paper is timely filed. Please charge any associated fees which have not otherwise been paid to Deposit Account No. 50-1713 (Cardinal Law Group). A duplicate copy of this sheet is enclosed.

CALCULATION OF FEE

	Claims After Amendment		Highest No. Previously Paid For	Present Extra
Total		Minus		0
Indep.		Minus		0
First Presentation of Multiple Dep. Claim				

Small Entity		or	Large Entity	
Rate	Add'l Fee		Rate	Add'l Fee
x \$25=	0		x \$50=	
x \$100=	0		x \$200=	
+\$180=	—		+\$360=	
total add'l fee			total add'l fee	
\$ 0			\$ 0	

SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT

Firm or Individual name	LESLIE B. WILSON Registration No. 33,816 CARDINAL LAW GROUP 1603 Orrington Avenue, Suite 2000 Evanston, IL 60201		
Signature		Date	September 27, 2005

CERTIFICATE OF FACSIMILE


I hereby certify that this correspondence is being transmitted via facsimile to (571) 273-2885 to the U.S. Patent and Trademark Office on this date:

September 27, 2005

Signature	 LESLIE B. WILSON (33,816)	Date:	September 27, 2005
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Exhibit A

PTO/SB/21 (12/07) Approved for use through 9/30/09. One 0551 0031. Please use Trademark Office, U.S. DEPARTMENT OF COMMERCE. Under the Patent Reduction Act of 1992, no fee is required to respond to a communication if it contains a copy of a valid Check copying number.

 TRANSMITTAL FORM (For correspondence after initial filing)	Attorney Docket No.	7780/16 (P-00303)
	Application Number	10/005,391
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	First Named Inventor	RODNEY E. NORWOOD
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	Examiner	GREEN, C. M.

ENCLOSURES (check all that apply)		
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CALCULATION OF FEE

				Small Entry		or	Large Entry	
	Claims After Amendment	Highest No Previously Paid For	Present Extra	Rate	Add'l Fee		Rate	Add'l Fee
Total	Minus		0	x \$25=	0		x \$50=	
Indep	Minus		0	x \$100=	0		x \$200=	
First Presentation of Multiple Dep. Claim				+ \$180=			+ \$360=	
				total add'l fee			total add'l fee	
				\$ 0			\$ 0	

SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT			
Firm or Individual name LESLIE B. WILSON Registration No. 33,818 CARDINAL LAW GROUP 1803 Orrington Avenue, Suite 2000 Evanston, IL 60201			
Signature	<i>Leslie B. Wilson</i>	Date	September 27, 2005
CERTIFICATE OF FACSIMILE			
I hereby certify that this correspondence is being transmitted via facsimile to (571) 273-2885 to the U.S. Patent and Trademark Office on this date: <u>September 27, 2005</u>			
Signature	<i>Leslie B. Wilson</i> LESLIE B. WILSON (33,818)	Date:	September 27, 2005

Exhibit B



Auto-Reply Facsimile Transmission

TO: Fax Sender at +18479057113

Fax Information
Date Received: 9/27/2005 4:52:56 PM [Eastern Daylight Time]
Total Pages: 5 (including cover page)

ADVISORY: This is an automatically generated return receipt confirmation of the facsimile transmission received by the Office. Please check to make sure that the number of pages listed as received in Total Pages above matches what was intended to be sent. Applicants are advised to retain this receipt in the unlikely event that proof of this facsimile transmission is necessary. Applicants are also advised to use the certificate of facsimile transmission procedures set forth in 37 CFR 1.8(a) and (b), 37 CFR 1.6(f). Trademark Applicants, also see the Trademark Manual of Examining Procedure (TMEP) section 306 et seq.

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Cover
Page

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SEP-27-05 03:55PM FROM-CLG FAX

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T-878 P 01/05 F-610

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CARDINAL LAW GROUP

1603 Orrington Avenue/Suite 2000
Evanston, Illinois 60201
Telephone 847-905-7111
Facsimile 847-905-7113

Date: SEPTEMBER 27, 2005

To: U.S. PATENT AND TRADEMARK OFFICE
ISSUE FEE

Fax #: (571) 273-2885

From: LESLIE B. WILSON
Phone: (847) 905-7111

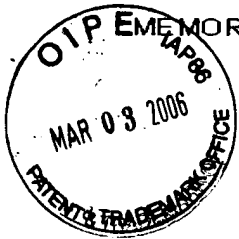
Client/Matter No.: 7780/16 (P-00303)

of Pages: 5
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Exhibit C



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TEL NUMBER2:
NAME : CLG FAX

FILE NUMBER : 610
DATE : SEP-27 03:55PM
TO : 15712732885
DOCUMENT PAGES : 05
START TIME : SEP-27 03:55PM
END TIME : SEP-27 03:57PM
SENT PAGES : 05
FILE NUMBER : 610

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CARDINAL LAW GROUP

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Evanston, Illinois 60201
Telephone 847 - 905 - 7111
Facsimile 847 - 905 - 7113

Date: SEPTEMBER 27, 2005
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Evanston, Illinois 60201
Telephone 847 - 905 - 7111
Facsimile 847 - 905 - 7113

Date: SEPTEMBER 27, 2005

To: U.S. PATENT AND TRADEMARK OFFICE
ISSUE FEE

Fax #: (571) 273-2885

From: LESLIE B. WILSON
Phone: (847) 905-7111

Client/Matter No.: 7780/16 (P-00303)

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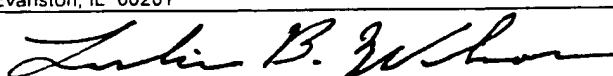
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Indep.		Minus		0
First Presentation of Multiple Dep. Claim				

Rate	Add'l Fee
x \$25=	0
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+\$180=	---
total add'l fee	\$ 0


or

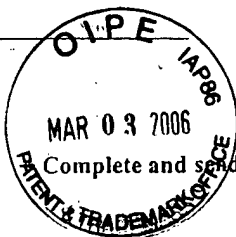
Rate	Add'l Fee
x \$50=	
x \$200=	
+ \$360=	
total add'l fee	\$ 0

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Firm or Individual name	LESLIE B. WILSON Registration No. 33,816 CARDINAL LAW GROUP 1603 Orrington Avenue, Suite 2000 Evanston, IL 60201		
Signature		Date	September 27, 2005

CERTIFICATE OF FACSIMILE

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Signature	 LESLIE B. WILSON (33,816)	Date: September 27, 2005



PART B - FEE(S) TRANSMITTAL

Complete and send this form, together with applicable fee(s), to: Mail

Mail Stop ISSUE FEE
Commissioner for Patents
P.O. Box 1450
Alexandria, Virginia 22313-1450
or Fax (571) 273-2885

INSTRUCTIONS: This form should be used for transmitting the ISSUE FEE and PUBLICATION FEE (if required). Blocks 1 through 5 should be completed where appropriate. All further correspondence including the Patent, advance orders and notification of maintenance fees will be mailed to the current correspondence address as indicated unless corrected below or directed otherwise in Block 1, by (a) specifying a new correspondence address; and/or (b) indicating a separate "FEE ADDRESS" for maintenance fee notifications.

CURRENT CORRESPONDENCE ADDRESS (Note: Use Block 1 for any change of address)

7590

07/15/2005

Frank C. Nicholas
CARDINAL LAW GROUP
1603 Orrington Avenue, Suite 2000
Evanston, IL 60201

Note: A certificate of mailing can only be used for domestic mailings of the Fee(s) Transmittal. This certificate cannot be used for any other accompanying papers. Each additional paper, such as an assignment or formal drawing, must have its own certificate of mailing or transmission.

Certificate of Mailing or Transmission

I hereby certify that this Fee(s) Transmittal is being deposited with the United States Postal Service with sufficient postage for first class mail in an envelope addressed to the Mail Stop ISSUE FEE address above, or being facsimile transmitted to the USPTO (571) 273-2885, on the date indicated below.

LESLIE B. WILSON (Depositor's name)
Leslie B. Wilson (Signature)
SEPTEMBER 27, 2005 (Date)

APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
10/005.391	12/03/2001	Rodney Earl Norwood	7780/16 (P-00303)	6990

TITLE OF INVENTION: MOBILE CELLULAR TELEPHONE TOWER

APPLN. TYPE	SMALL ENTITY	ISSUE FEE	PUBLICATION FEE	TOTAL FEE(S) DUE	DATE DUE
nonprovisional	NO	\$1400	\$300	\$1700	10/17/2005

EXAMINER	ART UNIT	CLASS-SUBCLASS
GREEN, CHRISTY MARIE	3635	052-118000

1. Change of correspondence address or indication of "Fee Address" (37 CFR 1.363).

- ☐ Change of correspondence address (or Change of Correspondence Address form PTO/SB/122) attached.
☐ "Fee Address" indication (or "Fee Address" Indication form PTO/SB/47; Rev 03-02 or more recent) attached. Use of a Customer Number is required.

2. For printing on the patent front page, list

- (1) the names of up to 3 registered patent attorneys or agents OR, alternatively,
(2) the name of a single firm (having as a member a registered attorney or agent) and the names of up to 2 registered patent attorneys or agents. If no name is listed, no name will be printed.

- 1 _____
2 CARDINAL LAW GROUP
3 _____

3. ASSIGNEE NAME AND RESIDENCE DATA TO BE PRINTED ON THE PATENT (print or type)

PLEASE NOTE: Unless an assignee is identified below, no assignee data will appear on the patent. If an assignee is identified below, the document has been filed for recordation as set forth in 37 CFR 3.11. Completion of this form is NOT a substitute for filing an assignment.

(A) NAME OF ASSIGNEE

(B) RESIDENCE: (CITY and STATE OR COUNTRY)

SBC TECHNOLOGY RESOURCES, INC.

AUSTIN, TEXAS

Please check the appropriate assignee category or categories (will not be printed on the patent): ☐ Individual ☒ Corporation or other private group entity ☐ Government

4a. The following fee(s) are enclosed:

- ☒ Issue Fee
☐ Publication Fee (No small entity discount permitted)
☐ Advance Order - # of Copies _____

4b. Payment of Fee(s):

- ☐ A check in the amount of the fee(s) is enclosed.
☐ Payment by credit card. Form PTO-2038 is attached.
☒ The Director is hereby authorized by charge the required fee(s), or credit any overpayment, to Deposit Account Number 50-1713 (enclose an extra copy of this form).

5. Change in Entity Status (from status indicated above)

- ☐ a. Applicant claims SMALL ENTITY status. See 37 CFR 1.27. ☐ b. Applicant is no longer claiming SMALL ENTITY status. See 37 CFR 1.27(g)(2).

The Director of the USPTO is requested to apply the Issue Fee and Publication Fee (if any) or to re-apply any previously paid issue fee to the application identified above. NOTE: The Issue Fee and Publication Fee (if required) will not be accepted from anyone other than the applicant; a registered attorney or agent; or the assignee or other party in interest as shown by the records of the United States Patent and Trademark Office.

Authorized Signature

Leslie B. Wilson

Date SEPTEMBER 27, 2005

Typed or printed name

LESLIE B. WILSON

Registration No. 33,816

This collection of information is required by 37 CFR 1.311. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 12 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, Virginia 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, Virginia 22313-1450.

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number.